

13. Consent to Magistrate Judge for all Purposes

The parties do not consent to trial of this case by a United States Magistrate Judge.

14. Other References

The case is not suitable for such a reference.

15. Narrowing of Issues

The parties are not in agreement about any of the legal issues in this case.

16. Expedited Schedule

This case is not suitable for an expedited schedule.

17. Scheduling

The Court will need to set dates for the close of discovery, summary judgment (hearing and briefing), and expert disclosures/discovery.

18. Trial

The parties propose a trial date on in April 2009.

19. Disclosure of Non-Party Interested Entities or Persons

The parties are unaware of nonparties with such an interest in this lawsuit.

Dated: January 21, 2008

DENNIS J. HERRERA

City Attorney

JOANNE HOEPER

Chief Trial Deputy

SCOTT D. WIENER

Deputy City Attorney

-/s/- Scott D. Wiener

By:

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